

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

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In re:	:	Bankruptcy No. 01-10578 (RTL)
	:	
FEDERAL-MOGUL GLOBAL, INC., et al. :	:	
T&N LIMITED, et al., :	:	
Debtors. :	:	
-----X	:	
THE OFFICIAL COMMITTEE OF :	:	
ASBESTOS CLAIMANTS and :	:	
ERIC D. GREEN, as the :	:	
LEGAL REPRESENTATIVE FOR :	:	
FUTURE ASBESTOS CLAIMANTS, :	:	
Plaintiffs, :	:	
	:	
v. :	:	Civil Action No. 05-59 (JHR)
	:	
ASBESTOS PROPERTY :	:	
DAMAGE COMMITTEE, :	:	
Defendant. :	:	
-----X	:	

**MOTION OF THE OFFICIAL COMMITTEE OF ASBESTOS PROPERTY  
DAMAGE CLAIMANTS' PURSUANT TO FED. R. BANK. P. 9023 FOR NEW  
TRIAL, RE-OPENING OF THE RECORD, AND RE-OPENING OF DISCOVERY  
WITH RESPECT TO THE BASIS FOR NON-MALIGNANT ASBESTOS PERSONAL  
INJURY CLAIMS AGAINST T&N LIMITED**

The Official Committee of Asbestos Property Damage Claimants ("PD Committee") moves pursuant to F.R. Bank. P. 9023 (as it incorporates F.R. Civ. P. 59) to re-open the evidence in this estimation proceeding to address newly discovered evidence regarding the basis for non-malignant asbestos personal injury claims against T&N Ltd.

("Motion") and for the reasons set forth in the accompanying Brief In Support of Motion which is incorporated herein by reference.

**Statement Pursuant to Local Rule 7.1.1**

Counsel for the PD Committee hereby states, pursuant to Local Rule 7.1.1 that they have made a reasonable effort to reach an agreement with opposing counsel on the matters set forth in this motion.

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WHEREFORE the Property Damage Committee respectfully requests entry of an order granting the relief requested herein, and such other and further relief as is just.

Dated: Wilmington, Delaware  
July 13, 2005

FERRY, JOSEPH & PEARCE, P.A.

/s/ Theodore J. Tacconelli  
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ATTORNEYS FOR THE OFFICIAL  
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**CERTIFICATE OF SERVICE**

I, Theodore J. Tacconelli, Esquire, hereby certify that on this 13th day of July, 2005, I caused one copy of the foregoing *Motion of the Official Committee of Property Damage Claimants' Pursuant to Fed. R. Bank. P. 9023 For New Trial, Re-opening of the Record, and Re-opening of Discovery With Respect to the Basis For Non-Malignant Asbestos Personal Injury Claims Against T&N Limited* to be served upon the following parties in the manner indicated:

SEE ATTACHED SERVICE LIST

Upon penalty of perjury I declare that the foregoing is true and correct.

/s/ Theodore J. Tacconelli  
Theodore J. Tacconelli (No. 2678)

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